

LR52-CR00-1

BOND SCHEDULE

**NON-ALCOHOL-RELATED
TRAFFIC MISDEMEANORS:**

\$ 1,000 corporate security bond or \$100 cash bond
~~10% cash~~

ALL OTHER MISDEMEANORS:

\$ 3,000 corporate security bond or \$300 cash bond
~~10% cash~~

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**FOR FELONY OFFENSES (OTHER THAN MURDER) ALLEGEDLY COMMITTED
ON OR BEFORE JUNE 30, 2014:**

CLASS D FELONIES:

\$ 5,000 corporate security bond or \$500 cash bond
~~10% cash~~

CLASS C FELONIES:

\$12,000 corporate security bond only

CLASS B FELONIES:

\$25,000 corporate security bond only

CLASS A FELONIES:

\$50,000 corporate security bond only

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**FOR FELONY OFFENSES (OTHER THAN MURDER) ALLEGEDLY COMMITTED
ON OR AFTER JULY 1, 2014:**

LEVEL 6 FELONIES:

\$ 5,000 corporate security bond or \$500 cash bond

LEVEL 5 FELONIES:

\$10,000 corporate security bond only

LEVEL 4 FELONIES:

\$20,000 corporate security bond only

LEVEL 3 FELONIES:

\$30,000 corporate security bond only

LEVEL 2 FELONIES:

\$40,000 corporate security bond only

LEVEL 1 FELONIES:

\$50,000 corporate security bond only

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MURDER:

INITIALLY, NO BAIL WILL BE SET.

When deemed appropriate, the judge may set bond in amounts and under terms different than are stated on this bond schedule.

ADDITIONAL BONDING TERMS:

1. A defendant charged with a “violent crime” (as described in I.C. 5-2-6.1-8) ~~battery or domestic violence~~ shall have no contact, directly or indirectly, with the alleged victim(s).
2. A defendant charged with a “crime of domestic violence” (as described in I.C. 35-31.5-2-78), which includes domestic battery, regardless of the class, shall remain in jail for eight (8) 48 hours following arrest before being eligible for release on bail.
3. A defendant who is charged with child molesting (I.C. 35-42-4-3) or child solicitation (I.C. 35-42-4-6) or who is a sexually violent predator under I.C. 35-38-1-7.5 and is arrested for or charged with the commission of an offense that would classify the person as a sex or violent offender (as defined in I.C. 11-8-8-5) may not be admitted to bail until the Court has conducted a bail hearing in open court. That hearing shall be held within forty-eight (48) hours of the defendant being arrested, unless exigent circumstances prevent holding the hearing within forty-eight (48) hours. It shall be the responsibility of the Miami County Sheriff to promptly notify the Court of the arrest of such a defendant in order that such a hearing may be held in a timely fashion.
- ~~4.3.~~ \$10,000 shall be added to a defendant’s bond if charged with using a deadly weapon.
- ~~5.4.~~ \$10,000 shall be added to a defendant’s bond if charged with manufacturing any controlled substance.
- ~~6.5.~~ For a defendant charged as a habitual violator (excluding a habitual traffic violator), there shall be an additional bond equal to the bond for the highest class felony charged against the defendant.
- ~~7.6.~~ For a defendant charged as a habitual substance offender ~~abuser~~, there shall be a \$5,000 corporate security bond required in addition to any bond set under this schedule.
- ~~8.7.~~ Upon arrest, any defendant already on terms of probation or parole is subject, pursuant to statute, to a detention hold for fifteen days before being released on bail. In order to provide the county prosecutor with sufficient opportunity to request a probation hold, the Miami County Sheriff ~~sheriff~~ shall hold the defendant in custody until the defendant’s first court appearance.

- ~~9.8.~~ Except as augmented under these additional bonding terms, a defendant's bail shall be determined by adding the bonds for each criminal charge then pending against the defendant.
10. With regard to a defendant who is a foreign national and who is unlawfully present in the United States under federal immigration law, such a defendant may be released from custody only by posting a bond in accordance with the provisions of I.C. 35-33-8-4.5.

Proposed Effective Date: July 1, 2014.